

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 18 - HB 24

January 30, 2017

SUMMARY OF BILL: Authorizes persons owning or leasing land adjacent to land owned by a local government to enter the locally-owned property for maintenance or cleaning without committing criminal trespass.

ESTIMATED FISCAL IMPACT:

Decrease Local Expenditures – Exceeds \$800

Assumptions:

- The legislation is only applicable to property owned by local governments.
- Local governments are removed from liability for any injuries or damage which may occur on the property during such maintenance or cleaning by citizens.
- Any decrease in the number of class C misdemeanors for criminal trespass will be not significant; therefore, any fiscal impact on local government related to enforcement of criminal trespass and collection of fines will be not significant.
- Based on responses to the 2013 Local Government Survey conducted by the Fiscal Review Committee, local governments spend an average of \$263 annually per vacant lot for maintenance and upkeep.
- It is unknown how many persons will elect to maintain locally-owned property or the extent to which such persons will maintain the property; however, given the ability for a person to conduct maintenance without committing criminal trespass, it is reasonable to assume that some private citizens will elect to do some level of maintenance directly as a result of this bill.
- The respective local government entity will be alleviated of conducting such maintenance on the property. As a result, it is reasonably estimated that at least three locally-owned properties statewide (one in each grand division) will be maintained by a private party sufficient to reduce recurring local expenditures by an amount estimated to exceed \$789 (3 properties x \$263 per property).

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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